

STEAMER TABLE

From San Francisco:	
China	Jan. 6
Manchuria	Jan. 13
For San Francisco:	
Alameda	Jan. 8
Mongolia	Jan. 13
From Vancouver:	
Moana	Jan. 11
For Vancouver:	
Mlowera	Jan. 8

In any competition a good start is half the battle

EVENING BULLETIN

3:30 O'CLOCK Begin 1908 right--Advertise in the Bulletin EDITION

VOL. X. NO. 3891

HONOLULU, TERRITORY OF HAWAII, MONDAY, JANUARY 6, 1908

PRICE 5 CENTS

Supreme Court Overthrows Liability Law

Marcallino Charged

With False Report

By Magoon

ACCUSED ATTORNEY SAYS MASTER IS BIASED

J. Alfred Magoon, who is charged by John Marcallino, to whom as Master was referred Magoon's accounts as trustee of the Blaisdell estate, with gross irregularities and virtually with looting the estate, filed exceptions this morning to the Master's report. Magoon hands out to Marcallino quite as hot a roast as Marcallino did to him. He accuses the Master of unfairness, bad faith, disregard of his duty, lying and bias and prejudice. He shows the estate to have made splendid earnings. The exceptions state in part:

That the report is unfair in that it criticizes this Trustee where there should be no criticism; and fails utterly to give him any credit for his untiring efforts in protecting and guarding the property, rights and interests of the three Blaisdell minors during the twelve years and over that he has had charge of the trust estate. That the Master should have called attention to the fact that during said time the accounts filed in court show that there has been collected and accounted for \$37,028.61 in interest on the principal fund of \$26,232.80 turned over to this Trustee, which income collected exceeds said entire principal fund by \$10,795.81. That the Trust-

(Continued on Page 4)

Arbitration For

All Labor Trouble

The recent trouble between the Inter-Island Steam Navigation Company and its engineers has resulted in the permanent establishment of the principle of arbitration in settling all future difficulties that may arise.

"The whole thing is settled," said W. O. Smith this morning, "and I am happy to say that besides establishing the principle of arbitration the company can bespeak the uniform courtesy shown by the officers of the engineers' organization in dealing with the company."

The basis of settlement is that both the first and assistant engineers get a raise of \$10 per month. The original demand was for an advance of \$25 per month for the chiefs and assistants. The company came back with a proposition of \$10 advance for the chiefs and \$5 for the assistants. The general raise of \$10 per month was the final figure adopted.

The agreement has been made in writing and formally signed, sealed and delivered by the company and the engineers, that hereafter should any differences arise they will be submitted to arbitration.

MADE IN NEW YORK

HONOLULU is 5000 miles from New York. How far from New York are you? The further you are from New York the further you are from the fashion center of the world in Men's Clothes. But you are as near correct New York Style as though you were in New York if your clothes bear the label of Alfred Benjamin & Co. and you are wearing the best-made clothing produced.

Alfred Benjamin & Co.,
Makers, New York

CORRECT CLOTHES FOR MEN.

Exclusive Agents Here:

THE KASH COMPANY, LTD.,

CORNER FORT AND HOTEL STREETS.

PHONE 25.

JURY SECURED FOR

ROSENBERG TRIAL

Junkman Faces Serious

Charge In Federal Court

Jacob Rosenberg, the junk man, was this morning put upon his trial for receiving property stolen from the United States. No great progress was made on account of the fact that some of the essential witnesses were not in court and could not be secured until this afternoon, so a recess was taken until 1:30 o'clock.

However, a jury was secured, and with much less trouble than had been anticipated. Of the first twelve men placed in the jury box only two were excused. Both were peremptorily challenged by the defense. The jury as finally empaneled consists of the following: John E. Snyder, Chas. H. Atherton, John Cassidy, Wm. F. Heilbron, E. A. McInerney, J. H. Schnack, S. A. Walker, Wm. H. King, Wm. Lishman, Wm. Chalmers, J. J. Macdonald, W. J. Dyer.

There are four indictments against Rosenberg, but United States District Attorney Breckons stated in court this morning that if a conviction is secured on the first count, the others will not be tried. The prosecution believes that it has a strong case and that a conviction will result. The four boys who, it is claimed, sold their plunder to Rosenberg, have all pleaded guilty and will be used as witnesses for the Government.

MAY NOT AMEND

The question reserved from the Circuit Court, in the matter of the Wai-lua Agricultural Company, Ltd., vs. the Oahu Railway & Land Company, as to whether or not the plaintiff was entitled to amend its complaint, was this morning answered by the Supreme Court in the negative, the Court holding that its previous opinion ordering a new trial does not carry with it the right of the plaintiff to amend the complaint. The original action in a suit against the defendant for \$15,178.95 for the use of certain lands at Wai-lua.

CHINA NOT SIGHTED

The big Pacific Mail liner China, which was due this morning from San Francisco, has not been sighted as yet at the signal station. If she comes in late this afternoon she will probably not sail for the Orient until tomorrow morning. She originally intended to stay at this port only a few hours.

The matter of the injunction against the Rapid Transit, prohibiting it from changing its Liliha street line time table, is being argued before the Supreme Court today. E. C. Peters is appearing for the plaintiffs and D. L. Withington for the respondent.

YOU INJURE

YOUR CREDIT when you sign a bond as surety for a friend. You JEOPARDIZE YOUR ESTATE.

The provision that a man has made for his family is often wiped out after his death by loss on a bond signed by him.

Refer him to the



Hawaiian Trust
Company, Ltd.
Fort St. Honolulu

ALAMEDA CARRIES

RECORD SHIPMENT

Ten Thousand Bunches

Of Bananas Are Consigned

When the Oceanic steamship Alameda sails at 10 o'clock next Wednesday morning, she will carry one of the largest banana shipments that has gone out of this port in many a day. On account of the quarantine restrictions for the past few weeks, the shippers here have been forced to hold up all their fruit until it has accumulated to enormous proportions. As near as can be judged at the present, according to Captain Clark of the Oceanic Company, there will be ten thousand bunches of bananas in the hold of the Alameda when she sails. This comes very near the record for banana shipments, if it does not top them all. Besides bananas, there are 5000 cases of pineapples, 6000 bags of sugar, 2000 bags of rice, 1000 bags of coffee, and other general freight. Every available bit of cargo space on the Alameda will be utilized.

News of the plague in San Francisco was brought down by the Alameda to Dr. Ramus, of the U. S. Marine Hospital Service. There were, at the time the boat left, 136 cases and there had been 73 deaths. This shows that the plague there is slightly on the increase.

DAVIS DENIES

ADVERTISER'S STATEMENT

George A. Davis denies emphatically that he said in Judge Dole's court last Saturday that a poor man cannot obtain justice in the Territorial Supreme Court. This morning he appeared in the Federal Court and addressed the Judge, saying that he wished to deny that he had ever made any such statement as that appearing in the Advertiser.

"I do not care what the newspapers say," declared Davis. "They cannot dictate the policy or away the decisions of the courts. I have the greatest respect for the members of the Supreme Court of this Territory. The report of my statement was garbled and untrue. What I did say was that the law does not make any provision for a poor man to get his case before the Supreme Court. I went before that court myself on behalf of a poor client, and I had to pay the expenses of the appeal out of my own pocket."

"No newspaper comment will deter me in the performance of my duty."

The Court received the statement without comment.

TO GIVE \$15,000 BOND

The motion of the defendants in the big damage suit brought by Lowrie against Baldwin and the Castles, that the plaintiff be required to put up a bond of \$15,000 to ensure the costs of court, was presented to Judge Robinson this morning by W. A. Kinney. A. G. M. Robertson, representing Lowrie, stated to the Court that if his client were given sixty days in which to do so, he would put up the bond asked. It was so ordered.

People don't enjoy scandal nearly as much if there is truth in it.

QUARANTINE regulations do not interfere with our shipping of selected Wai-lua Pine-apples to the Coast. Next lot per S. S. Hilonian, Dec. 31st. Leave your order.

ISLAND FRUIT CO.,

72 S. King. Phone 15.

FURNITURE

J. HOPP & CO.,

LEWERS & COOKE BLDG., King St.

LAUKEA ADDRESSES

POLICE OFFICERS

Enjoins Them To Refrain

From Criticizing Department

County Sheriff Laukea held the annual inspection of the police yesterday morning at 9 o'clock in the District Court room, after which he addressed the force in Hawaiian. He complimented the men very highly on their work and asked them to strictly attend to their own business. In the course of his address, Laukea told them to set aside politics and obey the orders of their superiors.

The following is a part of the address: "Set aside politics and give your thought and strength toward the proper performance of your duties. Execute orders. Hold your tongues and do not criticize the department. Let the outsiders do that and not you who are enjoying the good you obtained from the head of the department. These are my last instructions to you, the officers and members of the Police Department at the commencement of the year 1908."

The Sheriff then read the following statistics: Total criminal arrests during year 1907, 4379; total criminal arrests during the year 1906, 3479; excess, 891. Total convicted during 1907, 3388; total convicted during 1906, 2298; excess, 1090. Fines collected from criminal prosecutions during the year 1907 were \$23,785.10, while that of 1906 totaled \$16,082.60, which makes a difference of \$7702.50.

"Hoping that the Police Department will be successful during the remaining portion of my administration," he concluded, "as has been the case in the past, I again give you individually my Happy New Year Aloha, praying in the meantime that Heaven will guide our footsteps in righteousness and equity."

COURT CALENDER

JUDGE ORDERS

TO BE PRINTED

A. G. M. Robertson this morning made a request of Judge De Bolt in open court that a calendar be printed for the next term of court. This motion was heartily seconded by W. A. Kinney and John Cathcart, both of whom stated that the calendar was badly needed, and that to try to let along without it would be false economy. In the end the Judge granted the request. De Bolt some time ago announced that no calendar for the next term of court would be printed, but that the attorneys and others interested would have to get along with typewritten calendars made from time to time. Great dissatisfaction was expressed at that time, which resulted in the motion made this morning.



THE TOILET

is incomplete without a rubber sponge. Germs, dirt, and odor cannot stay in it. Sizes 50 cts. to \$1.00.

Hollister Drug Co.

Thaw's Trial Is

Begun In New York

NEW YORK, N. Y., Jan. 6.—The second trial of Harry Thaw for the murder of Stanford White began today. The defense will base its hope for acquittal on the plea of insanity.

Employers Liability

Law Is Defeated

WASHINGTON, D. C., Jan. 6.—The Supreme Court rendered a decision today declaring the employers' liability law to be unconstitutional. This Federal law makes employers liable for injuries to employees and has been particularly favored by the President.

RESERVES NOT ORDERED

WASHINGTON, D. C., Jan. 6.—The report from Vancouver that the Japanese reservists in Canada have been ordered home is denied at the Japanese Embassy.

MONEY FOR ARMY

WASHINGTON, D. C., Jan. 6.—Secretary of War Taft recommends increased pay for the men of the Army and a big appropriation for the defense of the Philippines.

LONERGAN IS DEAD

SAN FRANCISCO, Cal., Jan. 6.—Former Supervisor Thomas Lonergan dropped dead today. Lonergan was the man whose confession opened up the San Francisco campaign against grafters.

MA PLEAD GUILTY

SAN FRANCISCO, Cal., Jan. 6.—It is reported that Manager Daltell Brown and Director Bartlett of the San Francisco Safe Deposit and Trust Co. will plead guilty.

SHERMAN LEAVES PORT

SAN FRANCISCO, Cal., Jan. 6.—The Fourteenth Infantry sailed for the Philippines today in the transport Sherman.

THREE BURNED TO DEATH

SAN FRANCISCO, Cal., Jan. 6.—Three people were burned to death today in the laundry of the French Hospital.

SUGAR

SAN FRANCISCO, Cal., Jan. 3.—SUGAR: 96 degree Centrifugals, 3.92 cents, or \$78.40 per ton. Previous quotation, 3.89 cents. BEETS: Jan. 4.—8s. 11 1/4d. Par-ity, 4.09 cents. Previous quotation, 10s.

J. Lightfoot this morning announced in Judge Dole's court that he wished to withdraw as counsel for Le Sa Ken, and that the prisoner would be defended by J. A. Magoon. The matter was passed until Wednesday to be set.

The trial of Alexander Dowsett was set for January 14. Humphreys, Dowsett's lawyer, wanted to have the matter passed until February, so his client could attend the cowboy tournament on Hawaii, but the Judge refused to consider the argument for a minute.

Fine Job Printing at the Bulletin Office.

WE'VE KEPT QUIET

ABOUT IT

till we could have them all ready for you,—that fresh shipment of the new-style Swing Last shoe, with the new, pointed toe.

They are all made of imported stock, with the Military heel, and they are built in the very latest style. We have been waiting to show them to you.

Men's TAN RUSSIA, TWO-BUCKLE OXFORD, the best shoe anywhere, for \$5.00. Ask for No. 508.

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